

**MINUTES OF THE
EAST COVENTRY TOWNSHIP
BOARD OF SUPERVISORS
MEETING HELD AUGUST 10, 2020**
(Approved September 14, 2020)

The Board of Supervisors held its regular monthly meeting on Monday, August 10, 2020. The following Supervisors were in attendance for the meeting: Anthony Duffy, W. Atlee Rinehart, Karen Nocella, Michael Albert Moyer were present and Ray Kolb was present by telephone. Also, in attendance were David G. Kraynik, Township Manager, Mark Hosterman, Township Solicitor and Brady Flaharty, Township Engineer.

Mr. Anthony Duffy called the meeting to order at 7:04 p.m. The pledge of allegiance was recited.

Mr. Hosterman stated an executive session was held at 6:45 pm to discuss his legal opinion on some liability issues.

1. ORDINANCES

Ordinance 2020-241 – Ordinance Amendments re: Historical Commission

Mr. Hosterman stated the Board of Supervisors will hold a public hearing and reviewed the proposed Ordinance Amending the Codified Ordinances of East Coventry Township, Chester County, Pennsylvania, Chapter 1 (Administration and Government), Part 5 (Historical Commission), Section 1-501 (Definitions) to Add a Definition for “Historic Resources Map”; to Amend Section 1-503 (Membership), Subsection 1 to Reduce the Minimum Number of Historical Commission Members from Seven to Five; to Amend Section 1-505 (Organization; Meetings; Conduct of Business), Subsection 3 to Clarify Historical Commission Meetings are Public and Held Monthly at the Township Building; to Amend Section 1-506 (Powers and Duties), Subsection 1 to Clarify the Historical Commission Role in Public Hearings and Specify Additional Powers to Maintain an Updated Historic Resources List, to Advise the Board of Supervisors and Zoning Hearing Board on Conditional use, Special Exception and Variance Requests Affecting Historic Resources, and to Perform the Duties Assigned Under Chapter 22 (Subdivision and Land Development), Part 3 (Plan Processing and Content) and Chapter 27 (Zoning), Part 12 (Historic Resource Protection Standards); and to Amend Chapter 27 (Zoning), Part 12 (Historic Resource Protection Standards, to Eliminate the Provisions of Section 27-1204 (East Coventry Township Historical Commission) Insofar as they are Duplicative of Chapter 1 (Administration and Government), Part 5 (Historical Commission).

Mr. Moyer made a motion to adopt Ordinance 2020-241. Mrs. Nocella seconded the motion. Mr. Duffy called for a vote and the motion carried 5-0-0.

Ordinance 2020-244 – Intergovernmental Cooperation Implementation Agreement for the Pottstown Area Regional Recreation Committee

Mr. Hosterman stated the Board of Supervisors will hold a public hearing and reviewed the proposed Ordinance Authorizing East Coventry Township to Enter into an Intergovernmental Cooperation Implementation Agreement with Various Municipalities to Continue to Participate and More Formally Organize the Pottstown Area Regional Recreation Committee.

George Colette, 80 Country Lane, asked who is paying for the coordinator. Mr. Hosterman stated it is being split evenly between the seven (7) municipalities. Mr. Colette asked what the salary is for the coordinator, Michael Lane. Mrs. Nocella believes each municipality contributes \$6,000 a year towards his salary and that is all managed by another foundation, Schuylkill River Greenways. A discussion ensued.

Mr. Moyer made a motion to adopt Ordinance 2020-244. Mrs. Nocella seconded the motion. Mr. Duffy called for a vote and the motion carried 5-0-0.

Ordinance 2020-245 – Horse Boarding

Consideration to advertise an Ordinance Amending the Code of Ordinances of East Coventry Township, Chapter 27 (Zoning), Part 13 (General and Supplemental Regulations and Design Standards), Section 27-1319 (Accessory Uses and Accessory Buildings), By Adding a New Subparagraph H to Permit Horse Boarding as an Accessory Use in the FR, R-1 and R-2 Zoning Districts. Mr. Hosterman reviewed the proposed Ordinance.

Mr. Hosterman stated there will be a limited number of horses that can be boarded, up to four (4). Mr. Duffy asked what the requirements are to fulfill to board a horse. Mr. Hosterman stated there are two types of boarding, partial and full. Partial boarding is when the owner of the horse would go to the property on a regular basis to feed and exercise the horse. Full boarding is when the person receiving the rent would also take care of the horse, however the owner can come and go as needed. Mr. Hosterman stated one of the reasons he limited it to four (4) horses is to keep traffic down. Missy King, 10 Eleanor Drive, asked if you have to have two (2) acres to have one horse. Mr. Hosterman stated under our current zoning ordinance you would need two (2) acres for the first horse and one (1) acre per horse after that. Mr. Ussler asked if the two (2) acres excludes the house and any other buildings on the property and Mr. Hosterman stated no. Sally Kolb, 231 Baptist Church Road, stated about her neighbor having to get rid of three chickens the other year or have a fine. She stated we are making people get rid of chickens or face a fine but we are allowing horses in an R-2 district. A discussion ensued. Mr. Hosterman said the Planning Commission can look into the Ordinance for chickens but this particular Ordinance pertains to horses. Mrs. Kolb stated she just would like to see it be consistent. Gail Brown, 500 Sanatoga Road, stated it doesn't matter how much property a person has, there is always someone who doesn't properly take care of the horse.

Mr. Rinehart made a motion to authorize advertising Ordinance 2020-245. Mrs. Nocella seconded the motion. Mr. Duffy called for a vote and the motion carried 5-0-0.

2. SOLICITOR'S REPORT

Mr. Hosterman stated in regards to considering authorizing changes to the SALDO as follows: attendance by the applicant's engineer is not required unless specifically requested in advance by the Township or for only major subdivisions and land developments. Mr. Hosterman stated based on discussions at the last Board of Supervisors meeting it was clear that they want the applicant to come and explain the subdivision or land development to the Supervisors instead of just having him go over the Resolution. A discussion ensued. Mr. Hosterman recommended they leave the Ordinance as is. No action necessary at this time.

3. MINUTES

July 13, 2020, Meeting Minutes

Mr. Moyer made a motion to accept the July 13, 2020 meeting minutes. Mrs. Nocella seconded the motion. Mr. Duffy called for a vote and the motion carried 5-0-0.

4. PUBLIC COMMENT

Missy King, 10 Eleanor Drive, stated they did an excellent job paving Eleanor Drive.

Liz Willow, 683 Ellis Woods Road, appreciates the comments made about chickens and she would like to see changes made to the Ordinance to make chicken keeping more friendly to people who would like to have them.

Steve Ussler, 938 Schoolhouse Road, asked Mrs. Nocella to read the grant regarding the Ussler Trail. Mr. Ussler claims the grant is not what Karen said it was. Mr. Duffy stated there was no reason to read the grant out loud. Mr. Ussler feels there is a misappropriation of funds. Mr. Hosterman stated the Township may have used its own funds to do trail enhancements. Mr. Hosterman stated it is up to the entity giving the grant to decide if there was a misappropriation of funds. Mr. Ussler claims they did not do the signage which was in the grant. Mrs. Nocella stated they wanted to do unified signage which is most likely why they didn't do the signage back then but are in the process of doing it now. Lance Parson, stated monies can be used from Open Space for trail enhancements. A discussion ensued.

Liz Willow, 683 Ellis Woods Road, stated she had been walking the Maack Tract and right next to the sign there are farm trailers and big tractor trailers which are an eyesore. Mr. Hosterman stated they are not in the trail easement but are on Mr. Ussler's property and that Mr. Ussler placed them there. Mr. Duffy stated there is nothing they can do about it.

Mrs. Nocella stated in regards to East Vincent Township, they are having a meeting on August 19, 2020 regarding changing the zoning to permit 200-250 houses on the Ruth Tract. She asked if East Coventry Township was notified about this. Mr. Kraynik doesn't recall receiving any notification. Mrs. Nocella stated she felt it should have been a courtesy to tell a neighboring Township of the changes in zoning. Sally Kolb, stated it is going to be a 55 and over community and that it is not 250 units. She also stated it should not affect the schools much if at all. Mr. Moyer stated he would not want another Township telling us what to do so he feels we should stay out of it. Mr. Kolb agreed that we should stay out of it. A discussion ensued.

Mr. Moyer stated some East Coventry Township residents on Freigh Lane contacted him regarding target shooting noise going on during dinner time from a farm in South Coventry. Mr. Moyer made a motion requesting Mr. Kraynik to send a letter to South Coventry Township expressing these concerns. Mr. Duffy seconded the motion. Mr. Duffy called for a vote and the motion did not carry 2-3-0. Mr. Hosterman stated Mr. Moyer should advise the residents to contact South Coventry Township directly.

5. REPORTS

Township Manager's Reports

Consideration to Award a Contract in the amount of \$14,060.00 to LD Contracting LLC for re-roofing the Township Building.

Mr. Kraynik stated they would like to award the contract to re-roof the Township Building to LD Contracting LLC. He stated this is the lowest price received. Mr. Rinehart made a motion to award the contract to LD Contracting LLC. Mr. Duffy seconded the motion. Mr. Duffy called for a vote and the motion carried 5-0-0.

Consideration to Award a Contract in the Amount of \$73,331.00 to All Seasons Landscaping Co., Inc. for the Ellis Woods Park Rehabilitation Project.

Mr. Kraynik stated this was a bid process and would like to award the contract for Ellis Woods Park Rehabilitation Project to All Seasons Landscaping Co., Inc. for \$73,331.00 who was the lowest bidder. Mr. Moyer made a motion to award the contract to All Seasons Landscaping Co., Inc. Mrs. Nocella seconded the motion. Mr. Duffy called for a vote and the motion carried 5-0-0. Mr. Flaharty stated that in addition to awarding the contract he would like a motion to authorize the Township Manager to execute any necessary documentation. Mr. Rinehart made the motion to authorize the Township Manager to execute documentation pertaining to this project. Mrs. Nocella seconded the motion. Mr. Duffy called for a vote and the motion carried 5-0-0.

Consideration to Approve a Resolution Approving a Master Casting Agreement with PennDOT.

Mr. Kraynik stated this Resolution and agreement is something that PennDOT asks all municipalities to do with state roads when you have manholes on state roads, the manholes are property of the Township so when the State paves a road they adjust the manhole but there is a price involved that the contractor charges and this agreement is asking that the price is paid for by the Township. PennDOT would pay the contractor and the Township would reimburse them. The typical cost is \$80 to \$100 a manhole but it varies depending on the manhole. Mr. Rinehart made a motion to approve the Resolution Approving a Master Casting Agreement with PennDOT. Mr. Moyer seconded the motion. Mr. Duffy called for a vote and the motion carried 5-0-0.

Change Order for Fricks Lock Site Work Project.

Mr. Kraynik stated the site work at Fricks Lock is under way, however during clearing of the area for the parking lot they discovered unacceptable soil. This is an issue that needs to be resolved and was unforeseen. He stated the cost would not exceed \$43,000.00 and will come out of Capital Improvements. A discussion ensued. Mrs. Nocella made a motion to accept the change order not to exceed \$43,000.00 for the Fricks Lock Site Work Project and to authorize Mr. Kraynik to sign the change order. Mr. Duffy seconded the motion. Mr. Duffy called for a vote and the motion carried 4-1-0 with Mr. Moyer voting no.

Consideration of Application for Special Fire Police Services.

- Twin Valley Fire Company, Traffic Control for 250th Caernarvon Parade, Saturday, August 29, 2020 from 1:30 to 4:30 pm.
- Stephen J. Strutynski/George Strutynski Jr., Wedding, Saturday, September 12, 2020 from 3:00 to 11:00 pm.

Mr. Rinehart made a motion to accept both Special Fire Police Services requests. Mr. Moyer seconded the motion. Mr. Duffy called for a vote and the motion carried 5-0-0.

Township Engineer's Report

Mr. Flaharty has nothing to report at this time.

Mr. Moyer made a motion to accept the various departments and committee's reports. Mr. Rinehart seconded the motion. Mr. Duffy called for a vote and the motion carried 5-0-0.

6. SUBDIVISIONS AND LAND DEVELOPMENT

There were no Subdivision and Land Development applications brought before the board.

7. ZONING HEARING BOARD APPLICATIONS

There were no Zoning Hearing Board applications brought before the board.

8. OTHER BUSINESS

Safety Inspections of Township Playgrounds.

Mrs. Nocella stated that Michael Lane is licensed and would do inspections of the Township Playgrounds at no charge. Mr. Kraynik stated that the Public Works Department already does inspections of the playgrounds every Monday which is recorded with the insurance company. Mr. Kraynik asked Mr. Kolb if he is ok with Michael Lane doing an inspection. Mr. Kolb stated that was fine. Michael Lane will also provide a report. Mr. Moyer made a motion for Michael Lane to inspect the Township Playgrounds. Mrs. Nocella seconded the motion. Mr. Duffy called for a vote and the motion carried 5-0-0.

Consideration to Approve a New Ellis Woods Park Entrance Sign for \$4,000.00 to Jocelyn Canfield.

Mrs. Nocella stated this sign is part of the wayfinding project and is covered by a grant. She also stated there is an interpretive signs invoice for \$7,794.42 which is also covered by a grant that she needs approved. Mrs. Nocella made a motion to approve both the Ellis Woods Park Entrance Sign for \$4,000.00 and the interpretive signs invoice for \$7,794.42. Mr. Moyer seconded the motion. Mr. Duffy called for a vote and the motion carried 5-0-0.

Mrs. Nocella also stated that The Run will not happen this year. They received \$3,200.00 in sponsorships for the race and will be sending letters asking the sponsors what they would like to do with their donation, giving them several options.

Mrs. Nocella stated that they have received an \$800.00 grant for the Open House on September 26th.

9. EXONERATIONS

Mr. Moyer made a motion to accept the exonerations. Mr. Rinehart seconded the motion. Mr. Duffy called for a vote and the motion carried 5-0-0.

10. PAYMENT OF BILLS

Mr. Duffy made a motion to approve the payment of bills as presented.

<u>Fund Name</u>		<u>Amount to Pay</u>
General Fund	\$	301,122.48
Benefit Escrow		-
Open Space		180.46
Sewer Operating Fund		18,735.72
Sewer Capital Fund		-
Traffic Impact Fee Fund		1,938.88
Capital Reserve		6,286.11
Highway State Aid Fund		970.40
TD Escrow		-
Totals	\$	<u>329,234.05</u>

Mrs. Nocella seconded the motion. Mr. Duffy called for a vote and the motion carried 5-0-0.

Missy King, 10 Eleanor Drive, stated that if any Supervisors are approached by any residents in regards to their taxes or assessments of any kind they need to be referred to her.

11. ADJOURNMENT

Mrs. Nocella made a motion to adjourn the monthly meeting at 8:16 pm. Mr. Moyer seconded the motion. Mr. Duffy called for the vote and the motion carried 5-0-0.

Respectfully submitted,

David G. Kraynik
Township Manager